

NOTICE

NOTICE OF HEARING ON PROPOSAL TO VACATE LANDSCAPE BUFFER, DRAINAGE, AND STORM SEWER EASEMENTS LOCATED ON LOT 1, PLAZA SHOPS AT PRAIRIE TRAIL PLAT 1, AND OWNED BY HY-VEE, INC.

TO: ALL CITIZENS AND ALL PARTIES IN INTEREST WHO, UNDER THE PROVISIONS OF SECTION 364.7, CODE OF IOWA, (2009), MAY BE ENTITLED TO NOTICE OF ANY PROPOSED RESOLUTION FOR THE VACATION OF AN EASEMENT OR A PORTION OF AN EASEMENT WITHIN THE CITY OF ANKENY, IOWA.

NOTICE IS HEREBY GIVEN that on the 6th day of December, 2010, at 5:30 P.M., on said day, in the Chambers of the Ankeny Council at City Hall, 410 West First Street in the City of Ankeny, Iowa, a public hearing will be held by the said City Council in connection with the proposed Resolution for the vacation of certain easements within the City, and described as follows:

Landscape Buffer, Drainage and Storm Sewer Easements recorded in Book 12246 Pages 293-305 of the records of the Polk County Recorder said easements being legally described as follows:

LOT 1

10' LANDSCAPE BUFFER EASEMENT VACATION DESCRIPTION:

A PART OF LOT 1 OF PLAZA SHOPS AT PRAIRIE TRAIL PLAT 1, AN OFFICIAL PLAT IN THE CITY OF ANKENY, POLK COUNTY, IOWA, BEING 10.00 FEET WIDE AND LYING SOUTH OF AND ADJOINING THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 1; THENCE SOUTH 88°05'30" EAST ALONG THE NORTHERLY LINE OF SAID LOT 1, A DISTANCE OF 64.09 FEET; THENCE NORTH 53°54'30" EAST CONTINUING ALONG SAID NORTHERLY LINE, 314.59 FEET TO THE POINT OF TERMINUS.

10' DRAINAGE EASEMENT VACATION DESCRIPTION:

A PART OF LOT 1 OF PLAZA SHOPS AT PRAIRIE TRAIL PLAT 1, AN OFFICIAL PLAT IN THE CITY OF ANKENY, POLK COUNTY, IOWA, BEING 10.00 FEET WIDE AND WHOSE NORTHERLY LINE IS 10.00 FEET SOUTH OF AND PARALLEL TO THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 1; THENCE SOUTH 88°05'30" EAST ALONG THE NORTHERLY LINE OF SAID LOT 1, A DISTANCE OF 64.09 FEET; THENCE NORTH 53°54'30" EAST CONTINUING ALONG SAID NORTHERLY LINE, 314.59 FEET AND THEN EXTENDING TO THE WESTERLY LINE OF LOT P OF SAID PLAZA SHOPS AT PRAIRIE TRAIL PLAT 1 TO THE POINT OF TERMINUS.

15' STORM SEWER EASEMENT VACATION DESCRIPTION:

A PART OF LOT 1 OF PLAZA SHOPS AT PRAIRIE TRAIL PLAT 1, AN OFFICIAL PLAT IN THE CITY OF ANKENY, POLK COUNTY, IOWA, BEING 15.00 FEET WIDE AND LYING SOUTH OF AND ADJOINING THE FOLLOWING DESCRIBED LINE:

BEGINNING AT THE NORTHWEST CORNER OF SAID LOT 1; THENCE SOUTH 88°05'30" EAST ALONG THE NORTHERLY LINE OF SAID LOT 1, A DISTANCE OF 64.09 FEET; THENCE NORTH 53°54'30" EAST CONTINUING ALONG SAID NORTHERLY LINE, 314.59 FEET AND THEN EXTENDING TO THE WESTERLY LINE OF LOT P OF SAID PLAZA SHOPS AT PRAIRIE TRAIL PLAT 1 TO THE POINT OF TERMINUS.

LOT P

15' STORM SEWER EASEMENT DESCRIPTION:

A PART OF LOT P OF PLAZA SHOPS AT PRAIRIE TRAIL PLAT 1, AN OFFICIAL PLAT IN THE CITY OF ANKENY, POLK COUNTY, IOWA, BEING 7.50 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE:

COMMENCING AT THE NORTHWEST CORNER OF SAID LOT P; THENCE SOUTH 26°25'46" EAST ALONG THE WESTERLY LINE OF SAID LOT P, 121.06 FEET; THENCE SOUTH 36°05'30" EAST CONTINUING ALONG SAID WESTERLY LINE, 73.03 FEET TO THE POINT OF BEGINNING; THENCE NORTH 53°54'30" EAST, 55.00 FEET TO THE POINT OF TERMINUS.

Said Resolution further proposes that said easements be vacated by the City and conveyed to Hy-Vee, Inc., said conveyance will be by Quit Claim Deed and will be made without payment of consideration.

YOU ARE FURTHER AND SPECIFICALLY NOTIFIED that the proposed vacation of the easement, as described above, will be heard before the City Council of the City of Ankeny, Iowa, at the time and place aforesaid and that at such time and place, all parties in interest and citizens shall have an opportunity to be heard.

DATED this 15th day of November, 2010.

ATTEST:

Steven D. Van Oort, Mayor

Pamela DeMouth, City Clerk

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